

Message Text

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12

ACTION EB-11

INFO OCT-01 EUR-25 IO-14 ISO-00 AGR-20 CEA-02 CIAE-00

COME-00 DODE-00 FRB-02 H-03 INR-10 INT-08 L-03 LAB-06

NSAE-00 NSC-10 PA-04 RSC-01 AID-20 CIEP-02 SS-20

STR-08 TAR-02 TRSE-00 USIA-15 PRS-01 SPC-03 OMB-01

AF-10 ARA-16 EA-11 NEA-10 DRC-01 /240 W

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R 191800Z DEC 73

FM USMISSION GENEVA

TO SECSTATE WASHDC 3051

INFO AMEMBASSY BERN

AMEMBASSY BONN

AMEMBASSY BRUSSELS

USMISSION EC BRUSSELS

AMEMBASSY COPENHAGEN

AMEMBASSY DUBLIN

AMEMBASSY THE HAGUE

AMEMBASSY LISBON

AMEMBASSY LONDON

AMEMBASSY LUXEMBOURG

AMEMBASSY OSLO

AMEMBASSY PARIS

AMEMBASSY ROME

AMEMBASSY STOCKHOLM

AMEMBASSY VIENNA

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E.O. 11652: N/A

TAGS: ETRD, GATT, US, EC, EFTA

SUBJECT: EC-EFTA RULES OF ORIGIN (R/O)

REF: STATE 244334 (NOTAL)

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1. IN GATT COUNCIL OCTOBER 19, EC (LUYTEN) AGAIN DECLINED ACCEPT
U.S. PROPOSAL FOR GATT WORKING PARTY ON RULES OF ORIGIN IN

FREE TRADE AREAS. EC REITERATED WILLINGNESS CONSULT THROUGH NORMAL BILATERAL CHANNELS IF ANY CP NEEDS MORE INFORMATION ON OPERATION OF R/O AND THAT EC WILLING RE-EXAMINE APPLICATION OF R/O IN LIGHT EXPERIENCE. (WE LEARNED SHORTLY BEFORE COUNCIL THAT EC-INE WERE UNABLE AGREE ON A SUGGESTION FROM EFTA COUNTRIES THAT EC SHOULD ACCEPT A SEPARATE GATT WP BUT TRY TO CONFINE ITS MANDATE TO "FACT-FINDING.") AFTER 7 OTHER CPS STATED SUPPORT FOR U.S. PROPOSAL (CANADA, JAPAN, AUSTRALIA, POLAND, CZECHOSLOVAKIA, BRAZIL, AND ROK), CHAIR ASKED IF COUNCIL WISHED DEFER MATTER AGAIN OR WERE THERE ALTERNATIVE SUGGESTIONS TO RESOLVE THIS IMPASSE. U.S. REP (MILLER) OBSERVED EC POSITION APPEARED TO BE FINAL AND NOTING EC AND EFTA PARTNERS HAD REFERRED TO NORMAL CONSULTATIONS AS POSSIBLE REMEDY, INFORMED COUNCIL MEMBERS PER REFTEL THAT U.S. INTENDS TO REQUEST ARTICLE XXII:1 CONSULTATIONS AND DREW ATTENTION TO PROCEDURES ADOPTED BY CPS IN 1958 (7 BISD 24) AUTHORIZING

ANY CP HAVING A SUBSTANTIAL TRADE INTEREST IN THE MATTER TO JOIN THE CONSULTATION IF THEY SO NOTIFY SUCH INTEREST WITHIN 45 DAYS. DISCUSSION

ENDED WITH CHAIR COMMENT THAT COUNCIL WOULD BE INFORMED OF OUTCOME OF CONSULTATIONS.

2. MISSION SUGGESTS WASHINGTON DRAW UP TEXT OF NOTE REQUESTING SUCH CONSULTATION. WE SUGGEST IT INCLUDE SUFFICIENT SUBSTANTIVE CONTENT TO CONSTITUTE "REPRESENTATIONS" CALLED FOR BY XXII:1 BELIEVE IDENTICAL NOTES SHOULD BE ADDRESSED TO EC COMMISSION, 9 MEMBERS TATES, SWITZERLAND, SWEDEN, AUSTRIA, NORWAY AND PORTUGAL(WITH COPY TO GATT SEC FOR CIRCULATION TO ALL CPS). WE ALSO SUGGEST NOTES CONTAIN SENTENCE TO EFFECT THAT INASMUCH AS R/O INVOLVED IN CASE OF ARRANGEMENTS BETWEEN EC AND BLANK ARE IDENTICAL WITH THOSE IN A NUMBER OF ARRANGEMENTS BETWEEN EC AND OTHER COUNTRIES CONCERNING WHICH U.S. ALSO REQUESTING ARTICLE XXII CONSULTATIONS, AND BEARING IN MIND PROCEDURES ADOPTED BY CPS IN BISD 7, U.S. PROPOSES THESE CONSULTATIONS TAKE PLACE SIMULTANEOUSLY AT EARLIEST MUTUALLY CONVENIENT DATE.BASSIN

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Disposition Date: 28 MAY 2004
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